



Entered on Docket
October 16, 2009

A handwritten signature in black ink, appearing to read "Hon. Mike K. Nakagawa".

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

WILDE & ASSOCIATES
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The Bank of New York Mellon, fka The Bank of New York as Successor in interest to JP Morgan Chase Bank NA as Trustee for Structured Asset Mortgage Investments II Inc. Bear Stearns ALT-A Trust 2004-12, Mortgage Pass-Through Certificates, Series 2004-12
09-75927

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In Re:

Paul A. Gayou and Tiffanie R. Gayou

Debtor(s).

BK-S-09-24722-mkn

Date: 9/23/09
Time: 1:30pm

Chapter 7

1 **ORDER VACATING AUTOMATIC STAY**

2 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the
3 above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to
4 Secured Creditor The Bank of New York Mellon, fka The Bank of New York as Successor in interest
5 to JP Morgan Chase Bank NA as Trustee for Structured Asset Mortgage Investments II Inc. Bear
6 Stearns ALT-A Trust 2004-12, Mortgage Pass-Through Certificates, Series 2004-12, its assignees
7 and/or successors in interest, of the subject property, generally described as 728 Brick Drive,
8 Henderson, NV 89015.

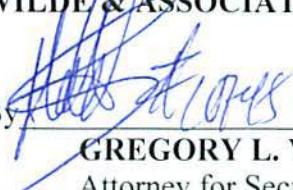
9
10 **IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall**
11 **give Debtors and Trustee at least five business days' notice of the time, place and date of sale.**

12 DATED this _____ day of _____ 2009

13 Submitted by:

14 **WILDE & ASSOCIATES**

15 By

16 
GREGORY L. WILDE, ESQ.

17 Attorney for Secured Creditor
18 208 South Jones Boulevard
19 Las Vegas, Nevada 89107

20 APPROVED / DISAPPROVED

21 _____
22 Narrah F. Newark
23 2300 W. Sahara #500, Box 34
24 Las Vegas, NV 89102
25 Attorney for Debtor(s)

26 APPROVED / DISAPPROVED

27 _____
28 Timothy S. Cory
29 8831 West Sahara Ave.
30 Las Vegas, NV 89117
31 Chapter 7 Trustee

ALTERNATIVE METHOD RE: LOCAL RULE 9021:

In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

The court waived the requirements of LR 9021.

No parties appeared or filed written objections, and there is no trustee appointed in the case.

I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below (list each party and whether the party has approved, disapproved, or failed to respond to the document):

(List Parties)

Debtor's counsel:

approved the form of this order. _____
disapproved the form of this order. _____

approved the form of this order disapproved the form of this order

waived the right to review the order and/or failed to respond to the document

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20

appeared at the hearing, waived the right to review the order

Trustee:

approved the form of this order disapproved the form of this order

approved the form of this order disapproved the form of this order

Other Party:

approved the form of this order **disapproved** the form of this order

Approved _____ disapproved the form of this order.

Breach Order:

This is an Order Vacating the Stay after the Failure to cure a Declaration of Breach. Copies of

this proposed order were transmitted to Debtor's counsel and appointed trustee to which

they have not replied

Submitted by:

/s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

Attn: [REDACTED]
Attorney for Secured Creditor